

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
PANAMA CITY DIVISION**

RAMON ARMAS BORROTO JR.

Plaintiff,

vs.

Case No. 5:04CV165-RH/WCS

**MCDONALD, PATE, SPATE
and MCKENZIE**

Defendants.

DEFENDANTS' MOTION FOR ENLARGEMENT OF TIME

Defendants,¹ through undersigned counsel and pursuant to Rule 6(b), Federal Rules of Civil Procedure, move this court for additional time within which Defendants have to respond to Plaintiff's civil rights complaint. Defendants would show this court that good cause exists for granting such motion.

1. Due to a high volume of case-related responsibilities, the undersigned has not had ample opportunity to prepare a special report. Therefore, the undersigned requests an additional 30 days within which to file a special report.

2. Granting the requested enlargement of time will not prejudice Plaintiff and will serve the interests of justice.

3. The undersigned has not conferred with Plaintiff as Plaintiff is an unrepresented inmate incarcerated in the custody of the Florida Department of Corrections. This Motion for Enlargement is made in good faith and not for the purpose of delay.

¹Defendants McDonald and Spate have not been served with process and this motion does not waive the service requirement with respect to those individuals.

WHEREFORE, Defendants move this court for an order enlarging the time within which Defendants have to respond to Plaintiff's Complaint by an additional 30 days from the date of this Court's order granting this motion.

Respectfully submitted,

CHARLIE CRIST
Attorney General

/s/ Caryl Kilinski
CARYL KILINSKI
Assistant Attorney General
Florida Bar No. 0480649

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy hereof has been furnished by U.S. Mail to Ramon Armas Borroto X27467 at 7819 N.W. 228th Street, Raiford, Florida 32026-1230 on this 3rd day of January, 2005.

/s/ Caryl Kilinski
CARYL KILINSKI
Assistant Attorney General